

1 WILLIAM F. ALDERMAN (STATE BAR NO. 47381)  
JUSTIN M. ARAGON (STATE BAR NO. 241592)  
2 JUSTYNA W. LEE (STATE BAR NO. 241079)  
walderman@orrick.com  
3 aragon@orrick.com  
jlee@orrick.com  
4 ORRICK, HERRINGTON & SUTCLIFFE LLP  
The Orrick Building  
5 405 Howard Street  
San Francisco, CA 94105-2669  
6 Telephone: 415-773-5700  
Facsimile: 415-773-5759  
7

8 *Attorneys for Plaintiff*  
*Indarwati Midjan*

9 MICHAEL LEE (STATE BAR NO. 53962)  
LAW OFFICES OF MICHAEL G.W. LEE  
10 mgwlaw@aol.com  
360 Post Street, 8<sup>th</sup> Floor, Union Square  
11 San Francisco, CA 94108-4903  
Telephone: 415-788-9000  
12 Facsimile: 415-398-3887

13 *Attorney for Defendants*  
*Carmen Chan and Paul M. Leung*  
14

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17

18 Indarwati Midjan,

19 Plaintiff,

20 v.

21 Carmen Chan and Paul M. Leung,

22 Defendants.  
23  
24  
25  
26  
27

CASE NO. C 07-1977 MMC

Assigned to the Hon. Maxine M. Chesney

Courtroom 7, 19<sup>th</sup> Floor

**STIPULATION AND [PROPOSED]  
ORDER TO DISMISS LAWSUIT IN ITS  
ENTIRETY WITH PREJUDICE**

1       **WHEREAS** Plaintiff Indarwati Midjan commenced this lawsuit against Defendants  
2 Carmen Chan and Paul M. Leung (collectively "Defendants");

3       **WHEREAS** the parties agreed to settle their dispute during a mediation held on April 13,  
4 2010;

5       **WHEREAS** the Court dismissed this lawsuit without prejudice on April 15, 2010 after  
6 the mediator had advised the parties had settled the case in mediation; and

7       **WHEREAS** the Defendants have made the agreed-upon settlement payments described in  
8 their executed settlement and release agreement.

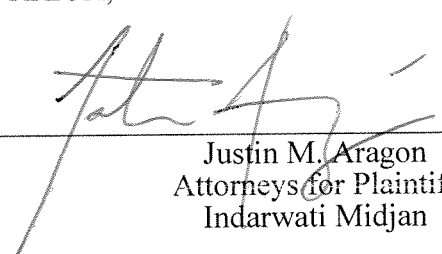
9       NOW, THEREFORE, Plaintiff and Defendants, through their respective counsel of  
10 record, hereby stipulate and respectfully request that the Court enter the attached order:

- 11       1.     Vacating its dismissal of the lawsuit without prejudice; and  
12       2.     Dismissing the lawsuit in its entirety with prejudice.

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14       **IT IS SO STIPULATED.**

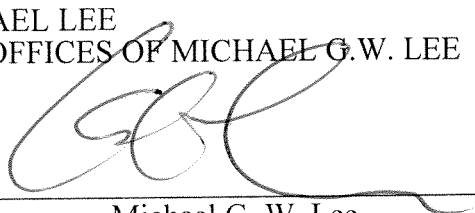
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16       Dated: 11/15, 2010

17       WILLIAM F. ALDERMAN  
18       JUSTIN M. ARAGON  
19       JUSTYNA W. LEE  
20       ORRICK, HERRINGTON & SUTCLIFFE LLP

21         
22       Justin M. Aragon  
23       Attorneys for Plaintiff  
24       Indarwati Midjan

25       Dated: November 9, 2010

26       MICHAEL LEE  
27       LAW OFFICES OF MICHAEL G.W. LEE

28         
29       Michael G. W. Lee  
30       Attorney for Defendants  
31       Carmen Chan and Paul M. Leung

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**[PROPOSED] ORDER DISMISSING ACTION WITH PREJUDICE**

Having reviewed the Stipulation to Dismiss with Prejudice executed by counsel for all parties in this lawsuit, the Court issues the following orders pursuant to the stipulation:

**IT IS HEREBY ORDERED** that the dismissal without prejudice entered by this Court on April 15, 2010 is vacated.

**IT IS HEREBY ORDERED** that this case is dismissed in its entirety with prejudice.

**IT IS SO ORDERED.**

Dated: \_\_\_\_, 2010

\_\_\_\_\_  
THE HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

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